

NO. 66148

APPLICATION FOR PERMISSION TO CHANGE POINT OF
DIVERSION, MANNER OF USE AND PLACE OF USE OF THE
PUBLIC WATERS OF THE STATE OF NEVADA
HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAR 15 2000

Returned to applicant for correction _____

Corrected application filed _____

Map filed TRUCKEE RIVER DECREE MAPS

The applicant **John Metzker**, hereby makes application for permission to change the point of diversion of a portion of water heretofore appropriated under Claim #65/723 of the Truckee River Decree, said decree entered in the District Court of the United States for Nevada in that certain action entitled, "The United States of America, Plaintiff, vs. Orr Water Ditch Company, et al., Defendant," in Equity Docket No. A-3

1. The source of water is **Truckee River**
2. The amount of water to be changed **0.031 CFS not to exceed 10.18 acre feet annually**
3. The water to be used for **as decreed**
4. The water heretofore permitted for **as decreed.**
5. The water is to be diverted at the following point **SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 14, T.19N., R.18E., M.D.B.&M., or at a point from which the Northeast corner of said Section 14 bears N. 24°26'E. a distance of 1840.00 feet (Last Chance Ditch).**
6. The existing permitted point of diversion is located within **NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 31, T.19N., R.18E., M.D.B.&M. or at a point from which the Southeast corner of said Section 31 bears S 62°04' E. a distance of 3195.00 feet (Steamboat Canal).**
7. Proposed place of use **No change. See Item #8**
8. Existing place of use **SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 35, T.19N., R.19E., M.D.B.&M. - 2.55 acres. As decreed. APN 41-101-04**
9. Use will be from **as decreed.**
10. Use was permitted from **as decreed.**
11. Description of proposed works **Water will be pumped from the Last Chance Ditch into an irrigation system and delivered to the place of use.**
12. Estimated cost of works **\$5,000**
13. Estimated time required to construct works **Three years.**
14. Estimated time required to complete the application of water to beneficial use **Ten years.**
15. Remarks:

By **ROBERT E. FIRTH**
s/Robert E. Firth
360 E. Riverview Circle
Reno, NV 89509

Compared dl/cmf ds/cmf

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of the Truckee River as heretofore granted under Claim 65, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed, 10.18 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

March 27, 2005

Proof of completion of work shall be filed before:

April 27, 2005

Water must be placed to beneficial use on or before:

March 27, 2007

Proof of the application of water to beneficial use shall be filed on or before:

April 27, 2007

Map in support of proof of beneficial use shall be filed on or before:

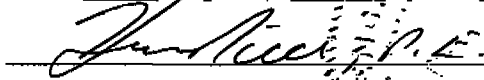
April 27, 2007

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 27th day of, March A.D. 2002

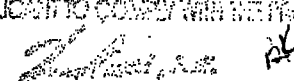

State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____

CANCELLED JAN 12 2006
BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

STATE ENGINEER